

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**UNITED STATES SECURITIES AND  
EXCHANGE COMMISSION**

**Plaintiff,**

**vs.**

**TESLA, INC.**

**Defendant.**

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**No. 1:18-cv-8947-AJN-GWG  
[rel. 1:18-cv-8865]**

**AFFIDAVIT OF E. BARRETT ATWOOD**

I, E. Barrett Atwood, declare as follows:

1. I am a member in good standing of the bars of the State of California and District of Columbia. There are no pending disciplinary proceedings against me in any state or federal court.
2. I have never been convicted of a felony.
3. I have never been censured, suspended, disbarred, or denied admission or readmission by any court.
4. I do not have any disciplinary proceedings presently pending against me.

I declare under penalty of perjury under the laws of the United States of America, pursuant to 28 U.S.C. § 1746, that the foregoing is true and correct to the best of my knowledge, information, and belief.

Dated: October 2, 2018

/s/ E. Barrett Atwood  
E. Barrett Atwood